

FORM 9

**APPLICATION FOR ACCESS TO INFORMATION UNDER
PROTECTIVE ORDER BY OUTSIDE OR INSIDE COUNSEL**

United States Court of Federal Claims

SPACE EXPLORATION TECHNOLOGIES CORP.,)
Plaintiff,)
v.)
THE UNITED STATES,)
Defendant.)
No. 19-742-C
Judge Lydia Kay Griggsby

APPLICATION FOR ACCESS TO INFORMATION UNDER
PROTECTIVE ORDER BY OUTSIDE OR INSIDE COUNSEL

proceeding or with any other firm that might gain a competitive advantage from access to the information disclosed under the Protective Order.

None

7. I identify here (by writing "none" or identifying the name of the forum, case number, date, and circumstances) instances in which I have been denied admission to a protective order, had admission revoked, or have been found to have violated a protective order issued by any administrative or judicial tribunal:

None

8. I [inside counsel] have attached a detailed narrative providing the following information:
 - a. my position and responsibilities as in-house counsel, including my role in providing advice in procurement-related matters;
 - b. the person(s) to whom I report and their position(s) and responsibilities;
 - c. the number of in-house counsel at the office in which I work and their involvement, if any, in competitive decision making and in providing advice in procurement-related matters.
 - d. my relationship to the nearest person involved in competitive decision making (both in terms of physical proximity and corporate structure); and
 - e. measures taken to isolate me from competitive decision making and to protect against the inadvertent disclosure of protected information to persons not admitted under the Protective Order.

9. I have read the Protective Order issued by the court in this proceeding. I will comply in all respects with that order and will abide by its terms and conditions in handling any protected information produced in connection with the proceeding.

10. I acknowledge that a violation of the terms of the Protective Order may result in the imposition of such sanctions as may be deemed appropriate by the court and in possible civil and criminal liability.

* * *

By my signature, I certify that, to the best of my knowledge, the representations set forth above (including attached statements) are true and correct.

Charles L. Capito III Digitally signed by Charles L. Capito III
Date: 2019.06.17 15:31:26 -04'00'

Signature

Charles L. Capito III, Associate

Typed Name and Title

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Telephone & Facsimile Numbers

CCapito@mofo.com

E-mail Address

June 18, 2019

Date Executed

Kevin P. Mullen Digitally signed by Kevin P. Mullen
Date: 2019.06.17 15:30:42 -04'00'

Signature of Attorney of Record

Kevin Patrick Mullen

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June 18, 2019

Date Executed